

FILED

SEP 13 2010

SECRETARY, BOARD OF
OIL, GAS & MINING

BEFORE THE BOARD OF OIL, GAS AND MINING

DEPARTMENT OF NATURAL RESOURCES

STATE OF UTAH

IN THE MATTER OF THE REQUEST)	
FOR AGENCY ACTION OF)	
CLIFFORD MURRAY, PETITIONER,)	ORDER GRANTING MOTION TO
TO COMPEL MOUNTAIN OIL AND)	WITHDRAW REQUEST FOR
GAS, INC. AND HOMELAND GAS)	AGENCY ACTION
AND OIL, LTD., RESPONDENTS, TO)	
ACCOUNT FOR AND PAY)	
ROYALTIES IN ACCORDANCE WITH)	Docket No. 2010-016
THE PETITIONERS' INTEREST IN)	Cause No. 131-129
PRODUCTION FROM THE NIELSON)	
1-20B1 WELL, LOCATED IN SECTION)	
20, IN TOWNSHIP 2 SOUTH, RANGE 1)	
WEST, USM, DUCHESNE COUNTY,)	
UTAH)	

This Cause came on regularly for hearing before the Utah Board of Oil, Gas, and Mining (the "**Board**") on Wednesday, June 23, 2010, at the hour of 9:00 a.m. in the Auditorium of the Department of Natural Resources, 1594 West North Temple, Salt Lake City, Utah. The following Board members were present and participated at the hearing: Douglas E. Johnson, Chairman, Jake Y. Harouny, Samuel C. Quigley, Ruland J. Gill, Jr., Kelley L. Payne, and James T. Jensen. The Board was represented by Michael S. Johnson, Assistant Attorney General.

The Petitioner, Clifford Murray, represented himself. Respondents Mountain Oil and Gas, Inc. and Homeland Gas and Oil, Ltd. (together, "**Mountain**"), were represented by Thomas W. Clawson of Van Cott, Bagley, Cornwall & McCarthy. Craig Phillips and RaSchelle Richens were present at the hearing on behalf of Mountain.

The Division of Oil, Gas and Mining (the "**Division**") was represented by Steven F. Alder, Assistant Attorney General. The Division filed its Staff Memorandum to the Board on June 15, 2010.

No other person or party filed a response to the Request for Agency Action filed in this Cause and no other person or party appeared at or participated in the hearing.

At the hearing, Mountain's counsel informed the Board that the parties had reached an agreement regarding the issues raised by Petitioner's Request for Agency Action, and that the parties had stipulated to a joint motion that an order be entered allowing Petitioner to withdraw his Request for Agency Action, without prejudice. Petitioner expressed on the record his agreement with the stipulated motion.

The Board, having fully considered the stipulated motion of Petitioner and Mountain for an order allowing Petitioner to withdraw his Request for Agency Action, without prejudice, being fully advised, and good cause appearing;

HEREBY ORDERS that the Request for Agency Action filed in this Cause may be and is hereby withdrawn. For all purposes, the Chairman's signature on a faxed copy of this Order shall be deemed the equivalent of a signed original.

DATED this 13 ^{SEPT} day of ~~July~~ 2010.

STATE OF UTAH
BOARD OF OIL, GAS AND MINING

By Douglas E. Johnson
Douglas E. Johnson, Chairman

CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing ORDER GRANTING MOTION TO WITHDRAW REQUEST FOR AGENCY ACTION for Docket No. 2010-016, Cause No. 131-129 to be mailed with postage prepaid, this 14th day of September, 2010, to the following:

Clifford Murray
HC 66 Box 25B
Roosevelt UT 84066

Thomas W. Clawson
Vancott, Bagley, Cornwall & McCarthy, P.C.
36 S. State Street
Suite 1900
Salt Lake City, UT 84111-1478

Mountain Oil and Gas, Inc.
PO Box 1574
Roosevelt, UT 84066

Homeland Gas and Oil, Ltd.
PO Box 1776
Roosevelt, UT 84066

Michael S. Johnson
Assistant Attorneys General
Utah Board of Oil, Gas & Mining
1594 West North Temple, Suite 300
Salt Lake City, UT 84116
[Via Email]

Steven F. Alder
Fred Donaldson
Assistant Attorneys General
Utah Division of Oil, Gas & Mining
1594 West North Temple, Suite 300
Salt Lake City, UT 84116
[Via Email]

A handwritten signature in blue ink that reads "Julie Ann Carter". The signature is written in a cursive style and is positioned above a horizontal line.